

Reid W. Lambert, #5744
Elizabeth R. Loveridge, #6025
STRONG & HANNI, P.C.
102 S. 200 E. Suite 800
Salt Lake City, UT 84111
Tel: (801) 532-7080

Attorneys for Elizabeth R. Loveridge, Chapter 7 Trustee

**IN THE UNITED STATES BANKRUPTCY COURT FOR THE
DISTRICT OF UTAH, CENTRAL DIVISION**

In re:

Harmer, Lorence A.

SSN: XXX-XX-5730

Debtor(s).

Bankruptcy No. 17-20057 RKM

**NOTICE OF TRUSTEE'S MOTION TO APPROVE SETTLEMENT
AGREEMENT AND NOTICE FOR OPPORTUNITY FOR HEARING**

Objection Deadline: January 14, 2019

Hearing Date: January 30, 2019 at 10:30 AM

PLEASE TAKE NOTICE that Elizabeth R. Loveridge, Chapter 7 Trustee, by and through her counsel of record, has filed with the United States Bankruptcy Court for the District of Utah, a Motion to Approve Settlement Agreement.

YOUR RIGHTS MAY BE AFFECTED. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. If you do not have an attorney, you may wish to consult one.

NO HEARING WILL BE CONDUCTED ON THIS MOTION UNLESS A WRITTEN OBJECTION IS FILED WITH THE CLERK OF THE COURT ON OR BEFORE THE OBJECTION DEADLINE SET FORTH BELOW.

In the Motion, the Trustee seeks approval of an agreement resolving a dispute regarding the respective interests of the Lorence A. Harmer (the “Debtor”), Harmer Holdings, and Teleportall, LLC (“Teleportall”) in claims for legal malpractice arising from a judgment entered against them in a case known as *Harmer, et al. v. Zagg, Inc.*, Case No. 110917687 in the Third District Court for Salt Lake County, State of Utah (the “Zagg Case”). Under the agreement, Teleportall, LLC and its principal, Barrett Morgan, assign to the Trustee all rights and interest in the legal malpractice claims, and the Trustee agrees to pay to Morgan \$2,500.00 from the proceeds of any settlement or judgment obtained in the legal malpractice action. The agreement is subject to court approval and certain time requirements and includes a mutual release of claims by the parties. The Trustee believes that the agreement is in the best interest of the bankruptcy estate because it resolves the dispute with Teleportall, LLC and allows the Trustee to proceed with the malpractice claims for the benefit of the estate. A more detailed statement of the basis for the motion as well as a copy of the agreement is on file with the Court.

OBJECTION DEADLINE

If you do not want the Court to grant the relief requested in the Motion, then you or your attorney must:

- (1) On or before January 14, 2019, file with the Bankruptcy Court a written

Objection, explaining your position, at:

United States Bankruptcy Court
350 South Main Street, Room 301
Salt Lake City, UT 84101

If you mail your objection to the Bankruptcy Court for filing you must mail it early enough so that the Court will **receive** it on or before January 14, 2019. You must also mail a copy to the undersigned counsel at

Elizabeth R. Loveridge
Chapter 7 Trustee
Woodbury & Kesler, P.C.
525 E. 100 S. Ste 300
Salt Lake City, UT 84102

(2) Attend a hearing on **Wednesday, the 30th day of January, 2019 at 10:30 a.m.** in Courtroom 369, United States Bankruptcy Court, 350 South Main Street, Salt Lake City, UT 84101. **There will be no further notice of the hearing** and failure to attend the hearing will be deemed a waiver of your objection.

If you or your attorney do not take these steps, the Bankruptcy Court may decide that you do not oppose the relief sought in the Motion and may enter an order granting that relief. In the absence of a timely filed objection, the undersigned counsel may and will ask the Court to enter an order approving the Motion without a hearing.

DATED December 20, 2018

_____/s/_____
Reid W. Lambert
Attorney for Chapter 7 Trustee

CERTIFICATE OF SERVICE

I hereby certify that on December 20, 2018, I electronically filed the foregoing **NOTICE OF TRUSTEE'S MOTION TO APPROVE SETTLEMENT AND NOTICE FOR OPPORTUNITY FOR HEARING** with the United States Bankruptcy Court for the District of Utah by using the CM/ECF system. I further certify that the parties of record in this case, as identified below, are registered CM/ECF users and will be served through the CM/ECF system:

- Jordan C. Bledsoe jordan.bledsoe@stoel.com, robin.noss@stoel.com; slcdocket@stoel.com
- Monica S. Call monica.call@stoel.com, stacy.kamaya@stoel.com
- Arnold L. Graff ecfutb@aldridgepite.com, agraff@aldridgepite.com; ALG@ecf.inforuptcy.com
- Mark E. Hindley mehindley@stoel.com, rnoss@stoel.com; slcdocket@stoel.com
- Armand J. Howell armand@hwmlawfirm.com, megan@hwmlawfirm.com; armandh@ecf.courtdrive.com
- Reid W. Lambert rlambert@strongandhanni.com, tlawrence@strongandhanni.com
- Elizabeth R. Loveridge tr eloveridge@strongandhanni.com, rchristensen@strongandhanni.com; eloveridge@ecf.epiqsystems.com
- Steven J. McCardell smccardell@djplaw.com, khughes@djplaw.com
- Brennan H. Moss bmoss@pamhlaw.com, mpruitt@pamhlaw.com
- Marcus R. Mumford mrm@mumfordpc.com, jen@mumfordpc.com, amanda@mumfordpc.com
- Mark C. Rose mrose@mbt-law.com, markcroselegal@gmail.com
- Jeremy C. Sink jsink@mbt-law.com
- Theodore Floyd Stokes ted@stokeslawpllc.com
- United States Trustee USTPRegion19.SK.ECF@usdoj.gov
- Rosanne H. Wirth rwirth@lapplibra.com, eshortell@lapplibra.com

I hereby certify that on December 20, 2018, I caused to be served a true and correct copy of the foregoing **NOTICE OF TRUSTEE'S MOTION TO APPROVE SETTLEMENT AND NOTICE FOR OPPORTUNITY FOR HEARING** to be sent by regular first class United States mail, postage fully pre-paid, addressed to:

Lorence A Harmer
6121 Verness Cove
Holladay, UT 84121

_____/s/_____
Tiffany B. Lawrence

Certificate of Notice Page 5 of 6
 United States Bankruptcy Court
 District of Utah

In re:
 Lorence A Harmer
 Debtor

Case No. 17-20057-RKM
 Chapter 7

CERTIFICATE OF NOTICE

District/off: 1088-2

User: tdg
 Form ID: pdfmcs

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 Total Noticed: 30

Date Rcvd: Dec 20, 2018

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 22, 2018.

db #+Lorence A Harmer, 6127 South Murdoch Woods Place, Holladay, UT 84121-2206
 cr +DCN Properties, LLC, c/o Pia Anderson Moss Hoyt, LLC, 136 E. South Temple, Suite 1900,
 Salt Lake City, UT 84111-1135
 cr +John R. Stoebner, c/o Mark E. Hindley, Stoel Rives LLP, 201 Main Street, Suite 1100,
 Salt Lake City, UT 84111-2208
 10499590 AMERICAN EXPRESS, PO Box 981537, El Paso, TX 79998-1537
 10684284 American Express Centurion Bank, c/o Becket and Lee LLP, PO Box 3001,
 Malvern PA 19355-0701
 10499591 +BAC HOME LOANS SERV LP, 4909 SAVARESE CIRCLE, FL1-908-01-47, Tampa, FL 33634-2413
 10499592 Bryan Pyfer, 1905 Gaithers Pointe Drive, Durham, NC 27713
 10499594 +Cook, Skeen & Robinson, c/o Shawn Robinson, 5788 S 900 E, Salt Lake City, UT 84121-1036
 10499595 +Cora-Beth Harmer, 2014 Lindentree Dr, Weatherford, TX 76086-6147
 10499598 +DCN Properties LLC, 136 E. SOUTH TEMPLE, SUITE 1900, Salt Lake City, UT 84111-1135
 10499596 #+David J. Findlay, 7119 Legacy Parkway, Cheyenne, WY 82009-8387
 10499597 +David Nixon, 13294 Ashwood Glen Way, Draper, UT 84020-7132
 11173832 +Dylan Gale, c/o Pearson, Butler & Carson, 1802 South Jordan Parkway, Suite 200,
 South Jordan, UT 84095-8497
 10499606 John Nixon, 4615 Marloma Drive, Palos Verdes Peninsula, CA 90274
 10544897 +John R. Stoebner, Trustee for Polaroid Corporation, c/o Mark E. Hindley, Bria L. Mertens,
 Stoel Rives LLP, 201 S. Main Street, Suite 1100, Salt Lake City, UT 84111-2208
 10499607 +Jon-Paul Harmer, 109 Shadwood Court, Weatherford, TX 76087-2808
 10537647 +Kazlow & Fields, LLC, 8100 Sandpiper Circle, Suite 204, Baltimore, MD 21236-4999
 10499608 Kelly, Wolter and Scott, c/o Douglas Kelly, Centre Village Offices, Suite 2530,
 Minneapolis, MN 55415
 10499610 +Marcus Mumford, 405 S. Main Street, Suite 975, Salt Lake City, UT 84111-3423
 10499611 Michael Nixon, 405 E Foothill, Provo, UT 84604
 10690655 +Rushmore Loan Management Services, LLC, in c/o ALDRIDGE PITE, LLP,
 4375 Jutland Drive, Suite 200, P.O. Box 17933, San Diego, CA 92177-7921
 10664123 +United States Fire Insurance Company, c/o Kazlow & Fields, LLC, 8100 Sandpiper Cir Ste. 204,
 Baltimore MD 21236-4999
 10499615 WELLS FARGO CARD SERVICE, CREDIT BUREAU DISPUTE RES, Des Moines, IA 50306
 10499618 Zagg Inc., 910 W Legacy Center Way, Suite 500, Midvale, UT 84047-5768
 10499616 Zagg Inc., c/o Durham Jones & Pinegar P.C., Attn: David W. Tufts, P O Box 4050,
 Salt Lake City, UT 84110-4050

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

10499600 +E-mail/Text: bankruptcy@expressrecovery.com Dec 21 2018 02:48:35 EXPRESS RECOVERY INC,
 PO BOX 26415, Salt Lake City, UT 84126-0415
 10499605 E-mail/Text: cio.bncmail@irs.gov Dec 21 2018 02:48:29 Internal Revenue Service,
 Centralized Insolvency Operations, Post Office Box 21126, Philadelphia, PA 19114-0326
 10499609 +E-mail/Text: lfrey@lapplibra.com Dec 21 2018 02:48:57
 Lapp, Libra, Thomson, Stoebner & Pusch, c/o John R Stoebner,
 120 South 6th Street, Suite 2500, Minneapolis, MN 55402-5155
 10499614 +E-mail/Text: TXBANKRUPT@UTAH.GOV Dec 21 2018 02:48:14 Utah State Tax Commission,
 210 N 1950 W, Salt Lake City, UT 84134-9000
 10712079 E-mail/PDF: EBN_AIS@AMERICANINFOSOURCE.COM Dec 21 2018 02:55:17 Verizon,
 by American InfoSource LP as agent, PO Box 248838, Oklahoma City, OK 73124-8838
 TOTAL: 5

***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****

10499617 Zagg Inc.
 10499601* +EXPRESS RECOVERY INC, PO BOX 26415, Salt Lake City, UT 84126-0415
 cr ##ZAGG Inc., 3855 South 500 West, Suite J, Salt Lake City, UT 84115-4252
 10665757 ##+Clair J. Nixon, 1168 Ash Ave., Provo, UT 84604-3637
 10499593 ##+Clair Nixon, 111 Lee Ave, College Station, TX 77840-3125
 10499612 ##+Mumford PC, c/o Marcus Mumford, 405 S. Main Street, Suite 975,
 Salt Lake City, UT 84111-3423
 10499613 ##+Rachel Nixon Bills, 1463 March Banks Drive #2, Walnut Creek, CA 94598-2032
 TOTALS: 1, * 1, ## 5

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
 USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update.
 While the notice was still deliverable, the notice recipient was advised to update its address with the court immediately.

Addresses marked '##' were identified by the USPS National Change of Address system as undeliverable. Notices will no longer be delivered by the USPS to these addresses; therefore, they have been bypassed. The debtor's attorney or pro se debtor was advised that the specified notice was undeliverable.

District/off: 1088-2

User: tdg
Form ID: pdfmsc

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Total Noticed: 30

Date Rcvd: Dec 20, 2018

***** BYPASSED RECIPIENTS (continued) *****

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Dec 22, 2018

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on December 20, 2018 at the address(es) listed below:

Armand J. Howell on behalf of Creditor Bank of America, N.A. armand@hwmlawfirm.com,
meghan@hwmlawfirm.com; armandh@ecf.courtdrive.com
Arnold L. Graff on behalf of Creditor Rushmore Loan Management Services, LLC
ecfutb@aldridgepite.com, agraaff@aldridgepite.com; ALG@ecf.inforuptcy.com
Arnold L. Graff on behalf of Creditor U.S. Bank National Association ecfutb@aldridgepite.com,
agraff@aldridgepite.com; ALG@ecf.inforuptcy.com
Brennan H. Moss on behalf of Creditor DCN Properties, LLC bmoss@pamhlaw.com,
mpruitt@pamhlaw.com
Elizabeth R. Loveridge on behalf of Trustee Elizabeth R. Loveridge tr
eloveridge@strongandhanni.com, rchristensen@strongandhanni.com
Elizabeth R. Loveridge tr on behalf of Trustee Elizabeth R. Loveridge tr
eloveridge@strongandhanni.com, rchristensen@strongandhanni.com; eloveridge@ecf.epiqsystems.com
Elizabeth R. Loveridge tr eloveridge@strongandhanni.com,
rchristensen@strongandhanni.com; eloveridge@ecf.epiqsystems.com
Jeremy C. Sink on behalf of Defendant Lorence A Harmer jsink@mbt-law.com
Jordan C. Bledsoe on behalf of Creditor John R. Stoebner jordan.bledsoe@stoel.com,
robin.noss@stoel.com; slcdocket@stoel.com
Jordan C. Bledsoe on behalf of Plaintiff John R. Stoebner jordan.bledsoe@stoel.com,
robin.noss@stoel.com; slcdocket@stoel.com
Marcus R. Mumford on behalf of Defendant Mumford, West & Snow, PLLC mrm@mumfordpc.com,
jen@mumfordpc.com, amanda@mumfordpc.com
Marcus R. Mumford on behalf of Defendant Mumford West, PLLC mrm@mumfordpc.com,
jen@mumfordpc.com, amanda@mumfordpc.com
Marcus R. Mumford on behalf of Defendant Mumford, PC mrm@mumfordpc.com, jen@mumfordpc.com,
amanda@mumfordpc.com
Marcus R. Mumford on behalf of Defendant Marcus Mumford mrm@mumfordpc.com, jen@mumfordpc.com,
amanda@mumfordpc.com
Marcus R. Mumford on behalf of Defendant Mumford Law, PLLC mrm@mumfordpc.com,
jen@mumfordpc.com, amanda@mumfordpc.com
Mark C. Rose on behalf of Defendant Lorence A Harmer mrose@mbt-law.com,
markcroselegal@gmail.com
Mark E. Hindley on behalf of Creditor John R. Stoebner mehindley@stoel.com,
rnoss@stoel.com; slcdocket@stoel.com
Mark E. Hindley on behalf of Plaintiff John R. Stoebner mehindley@stoel.com,
rnoss@stoel.com; slcdocket@stoel.com
Monica S. Call on behalf of Plaintiff John R. Stoebner monica.call@stoel.com,
stacy.kamaya@stoel.com
Reid W. Lambert on behalf of Trustee Elizabeth R. Loveridge tr rlambert@strongandhanni.com,
tlawrence@strongandhanni.com
Reid W. Lambert on behalf of Plaintiff Elizabeth R. Loveridge rlambert@strongandhanni.com,
tlawrence@strongandhanni.com
Reid W. Lambert on behalf of Plaintiff Harmer Holdings, LLC rlambert@strongandhanni.com,
tlawrence@strongandhanni.com
Rosanne H. Wirth on behalf of Plaintiff John R. Stoebner rwirth@lapplibra.com,
eshortell@lapplibra.com
Rosanne H. Wirth on behalf of Creditor John R. Stoebner rwirth@lapplibra.com,
eshortell@lapplibra.com
Steven J. McCardell on behalf of Creditor ZAGG Inc. smccardell@djplaw.com, khughes@djplaw.com
Theodore Floyd Stokes on behalf of Debtor Lorence A Harmer ted@stokeslawpllc.com
United States Trustee USTPRegion19.SK.ECF@usdoj.gov

TOTAL: 27